IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.29709 of 2008
DILAWAR KUMAR RAM
Versus
STATE OF BIHAR
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2 **23.09.2008** Heard learned counsels for the petitioner and the State.

Petitioner is an accused in a case registered for the offence under sections 409, 420, 467 & 120 B of the Indian Penal Code.

It is alleged that the petitioner while working as Booking Clerk at Kadhagola Station along with co-accused Santosh Bharti, who was the Parcel Clerk is alleged to have booked certain goods and issued the receipt of such booking even without receiving the goods. It is further alleged that while making internal enquiry those relevant records with regard to booking were removed.

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Learned counsel for the petitioner submits that by the above alleged transaction the Railways have not been put to any loss, and as such, the above booking done by the petitioner never materialized. It is further submitted that for having similar allegation the co-accused namely, Santosh Bharti has been allowed anticipatory bail by this Court as per the order dated 18.07.2008 passed in Cr. Misc. No. 25622 of 2008.

Learned counsel has produced the certified copy of the aforesaid order, which is kept on record.

Having considered the submissions, as noticed above, and in the facts and circumstances of the case, it is directed that in the event of arrest or surrender within a period of four weeks from today, the petitioner, namely, Dlawar Kumar Ram be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Judicial Magistrate, Railways, Khagariya, in connection with Bihpur (Naugachhiya) Rail P.S.Case No. 36 of 2007 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

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**Manish/-** **( Shailesh Kumar Sinha,J.)**

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